

ENTERED

September 07, 2016

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION

UNITED STATES OF AMERICA

§

VS.

§

CRIMINAL ACTION NO. 2:16-CR-00706-3

PEDRO GONZALES; aka GRIM

§

MEMORANDUM OPINION AND ORDER OF DETENTION PENDING TRIAL

A detention hearing has been held in accordance with the Bail Reform Act, 18 U.S.C. § 3142(f). The following requires detention of the Defendant pending trial in this case:

- (1) There is a serious risk that the Defendant will not appear; and
- (2) There is a serious risk that the Defendant will endanger the safety of another person or the community.

The evidence against the Defendant is substantial. The findings and conclusions contained in the Pretrial Services Report are adopted. The Defendant has several convictions for failure to identify, failure to identify with intent to give false information, demonstrating his willingness to lie about his identity in order to avoid prosecution. Even though the Defendant has only misdemeanor convictions, he has never successfully completed any probation period. Further the Defendant was heard during a wiretapped conversation planning to hurt another member of the organization who was not paying his share of the organization's tax on members. The Defendant appears to have the means to threaten or intimidate witnesses. The Defendant's wife has relatives in Mexico. He is a poor bond risk.

The Defendant is committed to the custody of the United States Marshal or his designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. The Defendant shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of a court of the United States or on request of an attorney for the Government, the person in charge of the corrections facility shall deliver the Defendant to the United States Marshal for the purpose of an appearance in connection with a court proceeding.

ORDERED this 7th day of September, 2016.



B. JANICE ELLINGTON
UNITED STATES MAGISTRATE JUDGE